

**UNITED STATES DEPARTMENT OF JUSTICE
EXECUTIVE OFFICE FOR IMMIGRATION REVIEW
OFFICE OF THE CHIEF ADMINISTRATIVE HEARING OFFICER**

_____)	
UNITED STATES OF AMERICA,)	
Complainant,)	8 U.S.C. § 1324a Proceeding
)	
v.)	OCAHO Case No. 98A00017
)	
RIUNITI GARMENT CO., INC.,)	Judge Robert L. Barton, Jr.
Respondent.)	
_____)	

FIRST PREHEARING ORDER

(December 1, 1997)

Not later than December 15, 1997, the Complainant and Respondent shall file a pleading proposing alternate dates and times for a telephone prehearing conference. The conference is expected to last approximately an hour and a half and will address the issues involved in this case. The parties should attempt to submit a joint pleading signed by both parties agreeing on certain dates and times for the conference. However, if the parties cannot agree, they shall submit separate proposals. I will then issue a written notice of the conference which will list the issues to be discussed during the conference.

Also, by December 15, 1997, Complainant shall file with my office a copy of the I-9 forms referenced in the complaint that are within its possession.

An original and two (2) copies of all pleadings, including attachments, shall be filed with this office. 28 C.F.R. § 68.6(a) (1996). All documents filed with this office, including but not limited to motions, other pleadings, briefs and memoranda, must be sequentially numbered or they will not be accepted for filing. The parties shall not file with the Judge any documents produced during discovery unless the documents are related to a pending motion or upon the order of the Administrative Law Judge. 28 C.F.R. § 68.6(b) (1996).

All requests for relief, including requests for an extension of time, shall be submitted in the form of a written motion, not a letter. A party should not move for an extension of time unless the movant has conferred or has attempted to confer with the opposing party to secure that party's agreement to the extension. If the non-moving party does not object to the extension, the motion shall so indicate. If the movant has attempted to confer, but has been unable to reach the opposing

party or to secure the opposing party's agreement to the extension, the motion shall so indicate by relating the steps the movant took to communicate with the opposing party. Further, the motion for an extension of time shall be submitted prior to the due date and shall include a proposed order to be signed by the Judge.

If the parties settle this case, counsel for Complainant shall be responsible for submitting a written notice or motion pursuant to the requirements of 28 C.F.R. § 68.14 (1996).

ROBERT L. BARTON, JR.
ADMINISTRATIVE LAW JUDGE

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of December, 1997, I have served the foregoing First Prehearing Order on the following persons at the addresses shown, by first class mail, unless otherwise noted:

Bridgette E. Hickey
Assistant District Counsel
Immigration and Naturalization Service
P.O. Box 2669
New York, NY 10008-2669
(Counsel for Complainant)

Riuniti Garment Co., Inc.
1852 Flushing Ave.
New York, NY 11385
(Respondent)

Hugo G. Salazar, Esq.
261 4th Ave.
Brooklyn, NY 11215
(Counsel for Respondent)

Dea Carpenter
Associate General Counsel
Immigration and Naturalization Service
425 "I" Street, N.W., Room 6100
Washington, D.C. 20536

Office of the Chief Administrative Hearing Officer
Skyline Tower Building
5107 Leesburg Pike, Suite 2519
Falls Church, VA 22041
(Hand Delivered)

Linda Hudecz
Legal Technician to Robert L. Barton, Jr.
Administrative Law Judge
Office of the Chief Administrative Hearing Officer
5107 Leesburg Pike, Suite 1905
Falls Church, VA 22041
Telephone No.: (703) 305-1739
FAX NO.: (703) 305-1515